

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attention: Examiner Robin Annette Hylton
Group Art Unit: 3727

Applicant: Douglas J. Hidding
Title: Color-Coded Shrink Wrapped
Closure System
Serial No: 10/644,491
Filing Date: 20 Aug. 2003

RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

This letter is in response to the Notice of Non-Compliant Amendment indicated as having been mailed on February 5, 2007. The Notice takes issue with the listing of claims for failing to include markings which indicate changes with respect to the immediate prior version. Specifically, the Notice asserts that claim 15 does not include such markings.

In a phone conversation with the Examiner on February 21, 2007, the undersigned pointed out that the listing of claim 15 does in fact include underlining to indicate added text. The undersigned also explained that there were only two minor changes to claim 15: (1) the addition a comma in line two after "sleeve" and (2) the addition of a colon in line two after "comprising." See the Applicant's Corrected Amendment and Reply to Office Action.

Atty. Docket No. BMO-129
App. No 10/644,491
Response dated Feb. 22, 2007
Response to Office Communication dated Feb. 5, 2007

Furthermore, the undersigned pointed out that both the new comma and the new colon are properly underlined in the Corrected Amendment and Reply.

In response to these assertions, the Examiner agreed that claim 15 included the proper markings and indicated that a new listing of claims was not required. Instead, the Examiner requested that the undersigned respond to the Notice explaining the substance of the Feb. 21, 2007 conversation. As this communication complies with the Examiner's request, the Applicant hereby requests withdrawal of the Notice of Non-Compliant Amendment and respectfully requests that the Examiner substantively examine the above-identified patent examiner in view of the Applicants Corrected Response and Amendment of November 15, 2006.

It is believed that no fee is due in connection with this Communication. In the event that the Applicant is mistaken, you are hereby authorized to deduct the required amounts from our Deposit Account No. 02-0400 (Baker & McKenzie). *When identifying such a withdrawal, please use the Attorney **Docket Number BMO-129**.*

February 22, 2007

Respectfully,

BAKER & McKENZIE LLP
130 E. Randolph Drive
Chicago, IL 60601
ph: +1 312 861 8024
fax: +1 312 698 2420

/Daniel A. Tallitsch/
Daniel A. Tallitsch
Reg. No. 55,821